

4/18/66

1. REPORT ON THE MARCH 4, 1966, SANTA BARBARA HEARING, RELATIVE TO THE OFFERING OF STATE-OWNED TIDE AND SUBMERGED LANDS SURROUNDING THE ISLANDS OF SAN MIGUEL, SANTA ROSA, AND SANTA CRUZ FOR OIL AND GAS LEASE - A.O. 5901.

After consideration of Calendar Item 1 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION ADOPTS THE FOLLOWING RESOLUTION:

IT IS HEREBY DETERMINED PURSUANT TO SECTION 6873.2 OF THE PUBLIC RESOURCES CODE TO OFFER FOR LEASE FOR OIL AND GAS DEVELOPMENT THOSE TIDE AND SUBMERGED LANDS SURROUNDING THE ISLANDS OF SANTA ROSA, SANTA CRUZ AND THAT PORTION OF SAN MIGUEL ISLAND NOT SUBJECT TO THE DANGER ZONE ESTABLISHED BY THE U. S. ARMY CORPS OF ENGINEERS ON JANUARY 21, 1966 (37 FED. REG. 816). IT IS FURTHER DETERMINED THAT THE ISSUANCE OF LEASES AS TO ALL SUCH LANDS OR ANY PART THEREOF WILL NOT RESULT IN AN IMPAIRMENT OR INTERFERENCE WITH THE DEVELOPED SHORELINE RECREATIONAL OR RESIDENTIAL AREAS ADJACENT TO THE PROPOSED LEASE ACREAGE. IT IS FURTHER DETERMINED THAT THE ISSUANCE OF LEASES UNDER THE TERMS AND CONDITIONS SET FORTH IN THE BID LEASE FORM APPROVED AND ADOPTED BY THE COMMISSION ON NOVEMBER 15, 1960 AND AMENDED NOVEMBER 6, 1963, AND IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE STATE LANDS COMMISSION PRESENTLY IN EFFECT WILL NOT IMPAIR OR INTERFERE WITH SAID SHORELINE RECREATIONAL OR RESIDENTIAL AREAS.

Attachment

Calendar Item 1 (1 page)

1.

REPORT ON THE MARCH 4, 1966, SANTA BARBARA HEARING - W.O. 5901.

On January 26, 1966, the State Lands Commission directed the Executive Officer to conduct a public hearing relative to the offering of State-owned tide and submerged lands surrounding the islands of San Miguel, Santa Rosa, and Santa Cruz for oil and gas lease.

Pursuant to this directive, and subsequent to appropriate notification to all whose interest in the subject matter of the hearing was known to the State Lands Division, a public hearing was held on March 4, 1966, in the City of Santa Barbara.

The transcript of the hearing has been analyzed by staff and a report prepared for consideration by the Commission. The report is attached as Exhibit "A".

It is the conclusion of staff that no valid evidence was presented at the hearing that would necessitate or justify either a delay or cancellation of the Commission's proposal to lease, for oil and gas development, those tide and submerged lands surrounding the islands of Santa Rosa, Santa Cruz, and that portion of San Miguel Island (western 40%) not subject to the Danger Zone recently established by the U. S. Army Corps of Engineers.

All legal requirements of Section 6873.2 of the Public Resources Code concerning the holding of hearings prior to offering tide and submerged lands for lease were complied with by the publication of notice on November 26, 1965, and December 3, 1965, and the failure of any affected city or county to request a hearing. It was not the intent in the directive of the Commission of January 26, 1966, to hold a hearing pursuant to Section 6873.2. Rather, it was intended to give all interested citizens and groups an opportunity to express their views to the Commission concerning the proposal to lease the described area. To preclude, however, any possible contention that proper procedures were not completely followed at and subsequent to the hearing of March 4, 1966, it is recommended that the Commission make the appropriate determinations pursuant to Section 6873.2.

IT IS RECOMMENDED THAT THE COMMISSION ADOPT THE FOLLOWING RESOLUTION:

IT IS HEREBY DETERMINED PURSUANT TO SECTION 6873.2 OF THE PUBLIC RESOURCES CODE TO OFFER FOR LEASE FOR OIL AND GAS DEVELOPMENT THOSE TIDE AND SUBMERGED LANDS SURROUNDING THE ISLANDS OF SANTA ROSA, SANTA CRUZ AND THAT PORTION OF SAN MIGUEL ISLAND NOT SUBJECT TO THE DANGER ZONE ESTABLISHED BY THE U. S. ARMY CORPS OF ENGINEERS ON JANUARY 21, 1966 (31 FED. REG. 816). IT IS FURTHER DETERMINED THAT THE ISSUANCE OF LEASES AS TO ALL SUCH LANDS OR ANY PART THEREOF WILL NOT RESULT IN AN IMPAIRMENT OR INTERFERENCE WITH THE DEVELOPED SHORELINE RECREATIONAL OR RESIDENTIAL AREAS ADJACENT TO THE PROPOSED LEASE ACREAGE. IT IS FURTHER DETERMINED THAT THE ISSUANCE OF LEASES UNDER THE TERMS AND CONDITIONS SET FORTH IN THE BID LEASE FORM APPROVED AND ADOPTED BY THE COMMISSION ON NOVEMBER 15, 1960 AND AMENDED NOVEMBER 6, 1963, AND IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE STATE LANDS COMMISSION PRESENTLY IN EFFECT WILL NOT IMPAIR OR INTERFERE WITH SAID SHORELINE RECREATIONAL OR RESIDENTIAL AREAS.